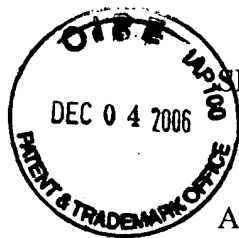


DF-6



SERIAL NO. 10/798,794

PATENT APPLICATION

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Applicant:	HARTLEY et al.	Examiner:	Morales, J.
Serial No.:	10/798,794	Group Art Unit:	3766
Filed:	March 11, 2004	Docket No.:	GUID.128PA (03-079)
Title:	RATE REGULARIZATION OF CARDIAC PACING FOR DISORDERED BREATHING THERAPY		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the papers, as described herein, are being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on November 30, 2006.

By: 
Renne Johnson

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(c)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicants respectfully submit the item of information on the enclosed Form 1449 for the attention of the Examiner in the above-identified application.

This statement should be considered because it is submitted after the mailing date of the first Office Action on the merits but before the mailing date of a final Office Action under 37 C.F.R. §1.113 or a Notice of Allowance under 37 C.F.R. §1.311. Please charge Deposit Account 50-3581 (GUID.128PA) the amount of \$180.00 under 37 C.F.R. §1.17(p) for consideration of the item.

Applicant has not provided a copy of the U.S. publication listed on the enclosed Form 1449 in accordance with 37 C.F.R. §1.98(a)(2).

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No representation is made that the reference is "prior art" within the meaning of 35 U.S.C. §§102 and 103. In addition, Applicant does not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended, and reserve the right to establish otherwise under 37 C.F.R. §1.131 or others.


Consideration of the items listed is respectfully requested. According to MPEP §609, Applicant requests that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Authorization is hereby given to charge any additional fees or credit any overpayments that may be deemed necessary to Deposit Account Number 50-3581 (GUID.128PA).

Respectfully submitted,

HOLLINGSWORTH & FUNK, LLC
8009 34th Avenue South, Suite 125
Minneapolis, MN 55425
952.854.2700

Date: November 30, 2006

By: 
Clara Davis
Reg. No. 50,495

FORM 1449* Supplemental Information Disclosure Statement IN AN APPLICATION (Use several sheets if necessary)	Docket Number: GUID.128PA	Application Number: 10/798,794
	Applicant: HARTLEY et al.	
	Filing Date: 03/11/2004	Group Art Unit: 3766

U.S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	2001	Balaban et al., <i>Feasibility of Screening for Sleep Apnea Using Pacemaker Impedance Sensor</i> , NASPE (2001). Abstract Only
	2001	Garrigue et al., <i>Night Atrial Overdrive with DDD Pacing Results in a Significant Reduction of Sleep Apnea Episodes and QOL Improvement in Heart Failure Patients</i> , NASPE (2001). Abstract Only
	2000	Jais et al., <i>Night Atrial Overdrive with DDD Pacing: a New Therapy for Sleep Apnea Syndrome</i> , NASPE (2000). Abstract Only
	1996	Verrier et al., <i>Sleep, dreams, and sudden death: the case for sleep as an autonomic stress test for the heart</i> , 31 Cardiovascular Research 181-211 (1996).
	1997	Verrier et al., <i>Sleep Related Cardiovascular Risk: New Home-Based Monitoring Technology for Improved Diagnosis and Therapy</i> , 2 A.N.E. 158-175 (1997).

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	